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Commissioner for Patents  
Washington, D.C. 20231  
on March 22, 2002

Date of Deposit

Joseph F. Hetz, Reg. No. 41,070

Name of applicant, assignee or  
Registered Representative

Signature

March 22, 2002

Date of Signature

Case No. 10591/3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Wood et al.

Serial No.: 10/040,284

Filed: October 26, 2001

For: OPTICAL  
COMMUNICATIONS  
SYSTEM AND METHOD

Attention: Manager,  
Application Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

Commissioner for Patents  
Washington, D.C. 20231

Attn.: Box Missing Parts

Dear Sir:


In accordance with the Notice to File Missing Parts of Application Filing Date Granted dated February 12, 2002, a copy of which is attached, enclosed herewith for filing are the following documents:

- ☐ Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.
- ☒ Applicant is:

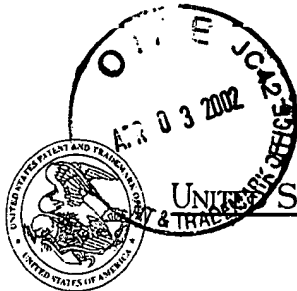
- ☒ a small entity, verified statement is:
- ☐ attached
- ☒ already filed
- ☐ other than small entity
- ☒ Checks totaling \$1679.00 for:
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☒ Other: Information Disclosure Statement; Form PTO-1449; and References A1-A3.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: March 22, 2002

  
\_\_\_\_\_  
Joseph F. Hetz  
Registration No. 41,070  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200

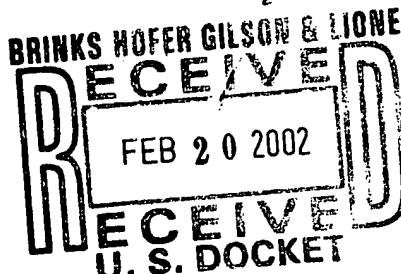


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D. C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/040,284	10/26/2001	Lowell L. Wood JR.	10591/3

William A. Webb  
c/o Brinks Hofer Gilson & Lione  
P.O. Box 10395  
Chicago, IL 60610



CONFIRMATION NO. 9631

## FORMALITIES LETTER



\*OC000000007465938\*

Date Mailed: 02/12/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$2488.
  - \$1620 for 90 total claims over 20.
  - \$588 for 7 independent claims over 3.
  - \$280 for multiple dependent claim surcharge.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 3358.**

04/04/2002 BABRAH1 00000004 10040284

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	810.00 OP
04 FC:202	294.00 OP
05 FC:204	140.00 OP

*copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**TRANSMITTAL LETTER**

Serial No. 10/040,284	Filing Date October 26, 2001	Examiner Undetermined	Case No. 10591/3 Group Art Unit 2874
Inventor(s) Wood et al.			
Title of Invention OPTICAL COMMUNICATIONS SYSTEM AND METHOD			

TO THE COMMISSIONER FOR PATENTS


Transmitted herewith is Transmittal Letter (in duplicate); Response to Notice to File Missing Parts of Nonprovisional Application; Copy of Notice to File Missing Parts of Nonprovisional Application; Information Disclosure Statement; Form PTO-1449; References (A1-A3); and postcard evidencing receipt of same.

- ☒ Small entity status is being claimed.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

				Small Entity		Other Than Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9 =		x \$18 =	
Indep.		Minus			x 42 =		x \$84 =	
First Presentation of Multiple Dep. Claim					+ \$140 =		+ \$280 =	
					Total add'l fee	\$	Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$1,679.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
 Joseph F. Hetz  
 Registration No. 41,070  
 Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
 P.O. BOX 10395  
 CHICAGO, ILLINOIS 60610  
 (312) 321-4200

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Date: March 22, 2002

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